CITY HALL COUNCIL CHAMBERS
SANTA MARIA, CALIFORNIA
REGULAR MEETING

DECEMBER 16, 2008

**INVOCATION:**
Reverend Gary Hansen of Grace Lutheran Church gave the invocation.

**PLEDGE OF ALLEGIANCE TO THE FLAG:**
Councilmember Orach led the Pledge of Allegiance.

**CALL TO ORDER:**
Mayor Lavagnino called the Regular Meeting of the City Council to order at 6:30 p.m.

**ROLL CALL:**
**MEMBERS PRESENT**
Councilmembers Orach, Patino, Zacarías, and Mayor Lavagnino

**MEMBERS ABSENT**
Councilmember Trujillo

**STAFF MEMBERS PRESENT**
City Manager Ness, City Attorney Trujillo, Assistant City Manager Haydon, Director of Public Works/City Engineer Whitehead, Director of Community Development Lindsey, Police Chief Macagni, Fire Battalion Chief Orr, Director of Utilities Sweet, Director of Administrative Services Snodgrass, City Librarian Buchanan, Director of Recreation and Parks Posada, and Chief Deputy City Clerk Perez.

**CERTIFICATE OF CANVASS OF GENERAL MUNICIPAL ELECTION.**
Chief Deputy City Clerk gave the staff report. The City of Santa Maria consolidated its General Municipal Election held on November 4, 2008, with the Statewide General Election conducted by the County of Santa Barbara Elections Division. On December 2, 2008, County Clerk-Recorder Joseph Holland certified the election results including the election for Mayor, two members of the City Council, City Clerk, and City Treasurer. Based on the certified election results, Mayor Lavagnino was re-elected, Councilmember Bob Orach was re-elected for another term and Mike Cordero was elected as a new member of the City Council. Additionally, Patti Rodriguez was re-elected City Clerk and Teressa Hall was re-elected as City Treasurer. The County Clerk-Recorder's Certificate of Election Results of the Official Canvass must be accepted by the City Council. The newly elected officers will then be sworn in.

Resolution No. 2008-180, accepting the County Clerk's Certificate of Election Results of the Official Canvas, was adopted on motion by Councilmember Zacarías, seconded by Councilmember Patino, and carried on the following vote:

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| AYES: | Councilmembers Orach, Patino, Zacarías, and Mayor Lavagnino |
| NOES: | None |
| ABSENT: | Councilmember Trujillo |
| ABSTAIN: | None |

Resolution No. 2008-180 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, RECITING THE FACT OF THE GENERAL MUNICIPAL ELECTION HELD ON NOVEMBER 4, 2008, IN CONJUNCTION WITH THE STATEWIDE GENERAL ELECTION AND ACCEPTING COUNTY CLERK'S CERTIFICATE – RESULTS OF THE OFFICIAL CANVASS.

Chief Deputy City Clerk Perez administered the Oath of Office to City Clerk Rodriguez and presented a Certificate of Election to her.

City Clerk Rodriguez then administered the Oath of Office to Mayor Lavagnino and presented him with a Certificate of Election.

City Clerk Rodriguez administered the Oath of Office to Councilmembers Mike Cordero and Bob Orach and presented them with Certificates of Election.

City Treasurer Hall was not present and will be sworn in at a later date.

The newly elected officers were seated and given the opportunity to say a few words.

Mayor Lavagnino thanked the voters of the City of Santa Maria for their continued support. He thanked his wife, Donna, his daughter, Laurie, and son-in-law, Ed, his son, Steve and daughter-in-law, Marion. He thanked Patti Rodriguez for keeping his calendar straight. He welcomed Councilmember Mike Cordero to the City Council and congratulated him. He thanked Councilmember Leo Trujillo for his eight years of service and said Mr. Trujillo always did what he thought was best for the City. He thanked his colleagues on the City Council and City staff for their support. He said never did he believe he would have the great honor of being called the Mayor of the City of Santa Maria.

Councilmember Orach thanked the voters for having the confidence in him to elect him for another term. He congratulated Councilmember Mike Cordero. He thanked his wife, Mary Ellen. He thanked the employees of the City for making the Council look good by always doing their job. He thanked the bargaining units for supporting him.

Councilmember Cordero thanked God for the challenges he placed before him and for the strength and wisdom he has provided to successfully pursue those challenges. He thanked retired City employees Ken George and Ken Schnell for their assistance with his campaign. He thanked his family and friends who were at the meeting and those that could not be for their support. He thanked his three sons and daughter-in-laws for being here. He thanked the many groups and organizations that supported him in the campaign including the three employee groups. He thanked Lila Reynolds, wife of former Police Chief Reynolds. He thanked his wife of 34 years for standing behind him all those years. He also thanked the community for the overwhelming support and for entrusting him with this responsibility. For those that voted for him, he would strive to keep their trust and confidence; and for those that did not, he would strive to earn their trust, respect and confidence. He said he couldn't describe how special it felt to be sitting in the seat that so many great local leaders of the City have sat in.

**At 6:45 p.m. Mayor Lavagnino called a short recess for a reception to recognize and meet the newly elected officers.**

**Mayor Lavagnino reconvened the City Council meeting at 7:05 p.m. with all members again present and continued with the regular agenda.**

**PROCLAMATION – ORGAN DONOR PROGRAM**
Councilmember Zacarías read a proclamation commending and congratulating the California Department of Motor Vehicles for its organ donor program and encouraging all Californians to become organ donors. The proclamation was accepted by Ivan Ricardez, Administrative Manager for the Santa Maria DMV office.

**VOLUNTEER OF THE MONTH**
Councilmember Orach presented a gift to Recreation and Parks Volunteer of the Month for December 2008, Polo Perez, for his dedication, exemplary leadership and commitment to the Recreation and Parks Department's Summer Youth Basketball League.

**RESOLUTION HONORING DOUGLAS COLEMAN**
Councilmember Cordero read Resolution No. 2008-181 honoring and commending Douglas Coleman, Police Identification Technician, for 22 years of outstanding service and congratulating him on his retirement.

Resolution No. 2008-181 was adopted on motion by Councilmember Orach, seconded by Councilmember Zacarias, and carried on the following vote:

AYES: Councilmembers Cordero, Orach, Patino, Zacarías, and Mayor Lavagnino
NOES: None
ABSENT: None
ABSTAIN: None

Resolution No. 2008-181 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, HONORING AND COMMENDING DOUGLAS COLEMAN.

Doug Coleman thanked his wife, Terri Lee, for standing beside him, and all the people he has worked with including Chief Macagni and all of the employees at the Police Department. It was an honor and privilege to work with them. He said his job was different every day, and that was why he loved it. He thanked the City Council and City Manager.

Mayor Lavagnino said Doug Coleman was a true gentleman and a great asset to the City. His service was appreciated by the City Council and all the people of the City.

**RESOLUTION HONORING KIRK LINDSEY**

Mayor Lavagnino read Resolution No. 2008-182 honoring and commending Kirk Lindsey, Director of Community Development, for seven years of outstanding service and congratulating him on his retirement.

Resolution No. 2008-182 was adopted on motion by Mayor Lavagnino, seconded by Councilmember Patino, and carried on the following vote:

AYES: Councilmembers Cordero, Orach, Patino, Zacarías, and Mayor Lavagnino
NOES: None
ABSENT: None
ABSTAIN: None

Resolution No. 2008-182 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, HONORING AND COMMENDING KIRK LINDSEY.

Kirk Lindsey thanked the current and past City Council, current and past Planning Commissioners, and his incredible staff. He thanked his wife, Karen, all the Department Directors and City Manager Ness.

City Manager Ness stated Kirk Lindsey has been a very effective and productive leader of the Community Development Department for the last seven years. The Director of Community Development was the hardest job in the City, and Kirk has done a fantastic job. He wished him a very healthy retirement.

Councilmember Orach stated Mr. Lindsey was also a member of the Breakfast Rotary Club and was instrumental in helping raise funds over the years. He has done a lot for the community.

**LIGHTS, SIGHTS, AND HOLIDAY NIGHTS**

Director of Recreation and Parks presented awards recognizing of the 2008 "Lights, Sights, and Holiday Nights" decorating contest winners. For the first time this year, the City was divided into four quadrants in order to award a Best Residence to each section of town. Also, a new category was added for Most Energy Efficient. This year's winners were:

Lifetime Achievement Award

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| Larry & Michelle Iliff | 917 N. Beth Court |

Best Residence

| | | |
|---|---|---|
| Jerry & Sylvia Meisenzahl | 207 Sycamore Street | Northwest Quadrant |
| Vern & Kerrie Guerrero | 2423 Wailea Court | Southwest Quadrant |
| Robert & Glenda Diaz | 670 E. Newlove Dr. | Southeast Quadrant |
| Lewis, Donna & Tyler Thacker | 1749 N. Vine Street | Northeast Quadrant |

| | |
|---|---|
| Best Business | |
| Michael B. Clayton & Assoc. | 400 E. Orange Street |
| Most Inspirational | |
| Marian Medical Center | 1400 E. Church Street |
| Most Nostalgic | |
| John Leis | 400 Pam Court |
| Most Energy Efficient | |
| Larry & Patti Stewart | 330 S. Scott Drive |
| Neighborhood Spirit | |
| Jake & Rebecca Barks | 1719 Lasalle Drive |

Director Posada thanked the judges and sponsors and congratulated all those who received Awards of Excellence.

**PUBLIC COMMENT**

Mayor Lavagnino announced that he would be pulling Consent Agenda Item 3E, Ordinance No. 2008-29 establishing an HC zone, and would allow people to comment on that item at that time.

Mary Jacka congratulated Councilmember Mike Cordero on joining the Council team. She said there were many needs in the community that were getting worse. For the new year the whole community needed to look at ways to assist the less fortunate members of the community.

Paula James congratulated Councilmember Mike Cordero, Councilmember Orach, and Mayor Lavagnino. She wished the Council a Merry Christmas and congratulated Police Chief Macagni for a job well done.

Vibriana Saavedra thanked Councilmember Zacarías and Patino for standing up for the downtown businesses at the last meeting and voting against the HC zoning ordinance.

Deborah Brasket, SBCAN, also congratulated the newly elected officers and welcomed Councilmember Mike Cordero. She said they were going to miss Kirk Lindsey as they enjoyed working with him.

**CONSENT CALENDAR**

Mayor Lavagnino pulled Item 3E – Ordinance No. 2008-29 creating an HC Zoning District. He said after the last meeting he was concerned about this ordinance and had asked City Manager Ness to prepare a matrix on the allowable uses in the FS zone and the proposed HC zone.

Councilmember Zacarías asked for a point of order on reconsidering this item.

City Attorney Trujillo stated there were a number of ways to accomplish this. Because this was a second reading of the ordinance, a majority of the Council could choose to alter the ordinance. If that was the case, he would recommend the ordinance be re-introduced for first reading with the changes and brought back for second reading and adoption at the next meeting.

Joann Marmolejo, Santa Maria Community Coalition, asked the Council to consider encouraging developers to build in the downtown area and discourage future development that was in conflict with the Downtown Specific Plan.

Gordon Gill, representing General Development Company, congratulated the newly elected officers. He said their property was located at the corner of Betteravia and Highway 101 and was currently in the FS zone with very limited uses. That was why their property had not developed. He asked the Council to remember there were only

12 undeveloped acres that would be affected by this ordinance. These properties were prime acres and entrances into the City.

Jay Hartman stated his family has had an underlying lease on the property at Highway 101 and Betteravia for over 40 years. They had not been able to lease the property because of the restrictive zoning. All around it on all sides was C-2 zoning. With the FS zoning restrictions, the property would not develop. The proposed HC zoning would still require a zone change for each property that could be looked at on a case-by-case basis.

Todd Hartman stated their property was 4.68 acres. They owned 1.66 percent of the property at the intersection of Highway 101 and Betteravia and were surrounded by C-2 zoning. Their property was very insignificant in size but very important as an entrance into the City. It was very frustrating to them that they could not get any tenants for their property. This ordinance would not approve anything. They would still have to come back and apply for a zone change.

Lynda Hartman stated that while a vibrant and well planned downtown was important, their property was a gateway into the City. Highway 101 had a traffic count of three million cars a month. The traffic count along their portion of Betteravia was close to 40,000 per day. City government should place equal importance on the gateways into the City as well as the downtown area.

James Murr, Santa Maria Community Coalition, expressed opposition to the HC zoning district because it would undermine the Downtown Specific Plan. He referenced stores that were closing and problems getting tenants at the Santa Maria Town Center. He talked about the commercial development already approved outside the downtown. He suggested the City Council listen to what the residents wanted for the City, not what developers wanted.

George Dailey requested the Council abandon the HC zoning district. He said any further commercialization of the Highway 101 corridor would be a detriment to the Downtown Specific Plan.

Deborah Brasket, SBCAN, stated they opposed the HC zoning ordinance because it would be in direct competition to the downtown center. In these harsh economic times, the emphasis should be placed in the downtown area. There were too many vacant stores in the downtown. The City needed to be more creative in what went in along the freeway.

Toru Miyoshi stated the issue was a matter of supply and demand. He supported the small businesses who were having a difficult time. Any new businesses that trapped traffic on the freeway would hurt the downtown businesses. The City was trying to restore its downtown viability and anything that took businesses away from the downtown would be counterproductive.

Laurie Tamura, Urban Planning Concepts, representing the Tompkins, stated she felt responsible for bringing this forward. Mr. Tompkins owned a very small piece of property on East Main Street and the freeway. Staff came up with a proposal that bridged the gap between Freeway Service and General Commercial. The adoption of the HC zone would not affect the downtown. It was only a tool in the City's tool box. Each one of the properties would have to come to the Planning Commission and City Council for a zone change.

Nick Tompkins said he understood the concerns about making sure the downtown was vibrant. The Freeway Service zoning was very restrictive. He had four lease spaces and had only been able to lease two of the spaces. There were a lot of people who lived on the east side of the City, but there was not a lot available for them. He asked the Council to look at what was adjacent to these properties.

City Manager Ness highlighted the options available to the Council: 1) make no change to the ordinance that was introduced at the last meeting; 2) reduce the number of uses; 3) abandon the HC zone and encourage Mr. Hartman and Mr. Tompkins to apply for a

rezoning; 4) abandon the HC zone with no further action. He distributed a decision matrix showing the proposed permitted uses and conditional uses and indicating those uses currently allowed under the FS zoning.

Proposed Permitted Uses
Mayor Lavagnino supported excluding sporting goods, home improvement centers and furniture sales from the HC zone as a permitted use.

City Manager Ness pointed out that staff was now recommending that grocery stores be allowed to remain but reduced in size to 5,000 feet. Staff was suggesting convenience stores, pharmacies, banks and financial institutions, and physical fitness/health clubs be allowed to remain as permitted uses. Cell phone sales and repair, florists, and hair or nail salons were suggested to be added to the list of permitted uses.

Councilmember Zacarías stated before receiving the matrix she had identified the uses she supported which were only the ones currently allowed. She would support the convenience store and cell phone sales and repair being added. Under the proposed conditional uses she would not support adding anything and only allow the ones currently allowed in the FS zone.

Councilmember Patino thanked the Mayor for allowing this to be reconsidered. She said it was important to keep the small businesses in the community. The Council owes the young people the opportunity to become small business owners. The convenience store and cell phone sales would be good along the freeway. There was a need for a grocery store downtown. Home improvement, furniture sales, and physical fitness could require more space than would be available downtown and would be okay along the freeway. Pharmacies, banks and financial institutions, florists, and hair and nail salons should be deleted.

Councilmember Orach stated some retail vehicle fuel dispensing stations had a carwash component and a convenience store. That should be taken into account. He said a home improvement center would take up too much space for the downtown area. Sporting goods, grocery stores, pharmacies, physical fitness centers, cell phone sales, and hair salons should be deleted. Convenience stores were okay.

Councilmember Cordero stated although he was not on the Council at the last meeting, he attended the last meeting, looked at the video and read the minutes. He was a little troubled also after that meeting. He said he could support the three uses that were currently allowed; however, sporting goods, home improvement centers, furniture sales, grocery stores, pharmacies, banks, fitness center, florists, and hair salons would compete with the downtown. Convenience stores and cell phone sales and repair could remain.

Mayor Lavagnino agreed with the three current uses but could not support sporting goods, grocery stores, or physical fitness centers.

The consensus of the City Council for permitted uses in the H-C Zone was:

A - Retail Vehicle Fuel Dispensing Stations
B - Hotels and Motels
C - Restaurants including Cafes and Specialty Eating Establishments
E - Home Improvement Centers including outdoor spa/patio furniture
F - Furniture Sales including outdoor spa/patio furniture
H - Convenience stores
L - Cell phone sales and repair

Conditional Uses
Director of Community Development Lindsey advised the Council that car-related uses such as vehicle repair and sales were not permitted in the downtown so they would not compete with the downtown.

Mayor Lavagnino read the list of conditional uses which were currently allowed under the FS zone including a) beer and wine with meal, b) bar or cocktail lounge if it is an

accessory use to a motel, hotel, restaurant or café, c) auto service or repair service, repair and parking of vehicles to be screened from view, and d) drive-in or drive-thru establishments if associated with any permitted or conditionally permitted use in the H-C zone.

Councilmember Zacarías asked how many parcels in the 12 acres would be large enough for car sales.

Director Lindsey stated some of the parcels could only handle 15 to 20 vehicles for a car lot. It would be a very small dealership. Two other sites that were about four acres each could handle a larger auto sales.

Councilmember Zacarías stated she would like bowling alley to be removed but could support the others.

Councilmembers Orach, Patino, and Cordero agreed with removing bowling alley.

Council consensus for the conditional uses in the H-C zone was:

A - Beer and wine with meals
B - Bar or Cocktail lounge if accessory to motel, hotel, restaurant or café
C - Auto service or repair service
D - Drive-in or drive-thru establishments if associated with any permitted or conditionally permitted use in the H-C zone
E - Carwash
F - Recreational vehicle sales or rentals including RV's, trailers, boats, motorcycles, all terrain vehicles
G - Auto vehicle sales including service when associated with auto vehicle sales
H - Auto rental
I - RV park for active use (no storage)

Consent Calendar Item 3-E, Ordinance No. 2008-29 establishing the H-C zoning district, was re-introduced as amended by title only for first reading and continued to the next meeting for second reading and adoption, on motion by Councilmember Cordero, seconded by Zacarías and carried on the following vote:

AYES: Councilmembers Cordero, Orach, Patino, Zacarías, and Mayor Lavagnino
NOES: None
ABSENT: None
ABSTAIN: None

Ordinance No. 2008-29 re-introduced as amended. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, ADDING CHAPTER 12-13A TO THE SANTA MARIA MUNICIPAL CODE, RELATING TO HIGHWAY COMMERCIAL ZONING DISTRICT.

Consent Calendar Items A through N except 3E, were approved on motion by Councilmember Zacarías, seconded by Councilmember Patino, and carried on the following vote:

AYES: Councilmembers Cordero, Orach, Patino, Zacarías, and Mayor Lavagnino
NOES: None
ABSENT: None
ABSTAIN: None

**A. ORDINANCES**
The reading in full of all ordinances and resolutions was waived. Ordinances on the Consent Calendar were adopted by the same vote cast at the first reading unless City Council indicated otherwise.

**B. MINUTES**
The Minutes of the Regular City Council Meeting of December 2, 2008, were approved as submitted.

**C. WARRANTS**
Warrant Nos. 146951 to 147253 totaling $2,650,391.98 were ordered ratified subject to having been certified as being in conformity with the budget and having been approved for payment by the Director of Administrative Services. Warrant Nos. 136304, 136498, 146733, 147040, and 147091 were cancelled.

**D. PAYROLL**
Payment of payroll was ordered ratified subject to having been certified by the proper Department Heads, as shown on records on file in the Department of Administrative Services and having been approved for payment by the Director of Administrative Services.

**E. ORDINANCE NO. 2008-29**
Previously considered and approved.

**F. ASSISTANCE TO FIREFIGHTERS GRANT**
Council accepted a grant from the Homeland Security Assistance to Firefighters Grant program in the amount of $48,938.20 to replace outdated personal protective clothing for wildland firefighting applications

**G. ORDINANCE NO. 2008-30**
Second reading of Ordinance No. 2008-30 was conducted by title only enacting Chapter 8-16 of the Santa Maria Municipal Code regulating conduct at the City of Santa Maria Public Library, and the ordinance was adopted.

Ordinance No. 2008-30 adopted. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, ENACTING CHAPTER 8-16 TO THE SANTA MARIA MUNICIPAL CODE REGULATING CONDUCT AT THE CITY OF SANTA MARIA PUBLIC LIBRARY.

**H. NOTICE OF CONTRACT COMPLETION**
Council accepted the public improvements, approved the Notice of Contract Completion for Public Library, Bid No. 2006/06, and directed the Chief Deputy City Clerk to record the Notice.

**I. NOTICE OF CONTRACT COMPLETION**
Council accepted the public improvements, approved the Notice of Contract Completion for Street Maintenance (Chip Seal), Bid No. 2009/03, and directed the Chief Deputy City Clerk to record the Notice.

**J. LIMITED TIME PARKING ZONES**
Resolution No. 2008-183 was adopted approving the establishment of limited time parking zones to prohibit overnight parking from 12:00 a.m. to 6:00 a.m. seven days a week on Sierra Madre Avenue from Concepcion Avenue to Bradley Road and on Concepcion Avenue from Camino Colegio to Stowell Road.

Resolution No. 2008-183 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, ADOPTING LIMITED TIME PARKING ZONES ON SIERRA MADRE AVENUE AND CONCEPCION AVENUE PURSUANT TO SECTION 7-5.14 OF THE SANTA MARIA MUNICIPAL CODE.

**K. LIMITED TIME PARKING ZONES**
Resolution No. 2008-184 was adopted approving the establishment of limited time parking zones to prohibit overnight parking from 12:00 a.m. to 6:00 a.m. seven days a week on Westgate Road from Betteravia Road to Jason Way.

Resolution No. 2008-184 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, ADOPTING LIMITED TIME PARKING ZONES ON WESTGATE ROAD PURSUANT TO SECTION 7-5.14 OF THE SANTA MARIA MUNICIPAL CODE.

**L. LIMITED TIME PARKING ZONES**
Resolution No. 2008-185 was adopted approving the establishment of limited time parking zones to prohibit overnight parking from 12:00 a.m. to 6:00 a.m. seven days a week on West Enos Drive from Depot Street easterly 960 feet.

Resolution No. 2008-185 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, ADOPTING LIMITED TIME PARKING ZONES ON WEST ENOS DRIVE PURSUANT TO SECTION 7-5.14 OF THE SANTA MARIA MUNICIPAL CODE.

**M. NO STOPPING ZONES**
Resolution No. 2008-186 was adopted approving no stopping zones on Church Street at various locations between Miller Street and School Street.

Resolution No. 2008-186 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, ADOPTING NO STOPPING ZONES ON CHURCH STREET PURSUANT TO SECTION 7-5.16 OF THE SANTA MARIA MUNICIPAL CODE.

**N. TWO-WAY STOP**
Resolution No. 2008-187 was adopted approving the establishment of two-way stops at the intersection of School Street and Tunnell Street and at the intersection of Elizabeth Street and Tunnell Street.

Resolution No. 2008-187 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, ESTABLISHING A TWO-WAY STOP AT THE INTERSECTION OF SCHOOL STREET AND TUNNELL STREET AND AT THE INTERSECTION OF ELIZABETH STREET AND TUNNELL STREET PURSUANT TO SECTION 7-5.20 OF THE SANTA MARIA MUNICIPAL CODE.

**NOMINATION AND ELECTION OF MAYOR PRO TEM.**
City Manager Ness gave the staff report. The City Council will entertain nominations from the Mayor for the position of Mayor Pro Tem for a one-year term.

Mayor Lavagnino nominated Councilmember Zacarías to be Mayor Pro Tem for 2009. Councilmember Patino seconded the motion. The nomination was ratified on the following vote:

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| AYES: | Councilmembers Cordero, Orach, Patino, Zacarías, and Mayor Lavagnino |
| NOES: | None |
| ABSENT: | None |
| ABSTAIN: | None |

**CITY MANAGER'S REPORT**
City Manager Ness reported on anticipated items for the January 6, 2009, City Council meeting including appointments of Councilmembers to regional boards and committees, appointments to various City Advisory bodies, and possibly an ABC license for Wal-Mart.

**ORAL REPORTS BY COUNCILMEMBERS**
Councilmember Orach, on behalf of the Rotary Clubs, thanked everyone who attended and participated in the Parade of Lights and contributed canned goods. He reported that he attended the Santa Maria Valley Chamber of Commerce annual holiday luncheon. He wished everyone a Merry Christmas.

Councilmember Zacarías reported she spoke to the Leadership Class at Santa Ynez High School, she attended the Kid's Network luncheon, and the farewell dinner for Chuck Slosser, President and CEO of the Santa Barbara Foundation. She wished the community happy holidays.

Councilmember Cordero reported that during this last week he flew back to Virginia to attend the graduation ceremony for Police Commander Craig Ritz from the FBI Academy. He stated for the last several weeks he had had an opportunity to discuss his

new position with City Attorney Trujillo, City Manager Ness and Assistant City Manager Haydon. They did an incredible job of bringing him up to date on what he needed to know as a new Councilmember.

Councilmember Patino reported on December 6th, she attended the Angel of Hope ceremony at the Santa Maria Cemetery. She also participated in the Christmas Parade on December 6th. She thanked the Rotary Club for the new lights on the standards and medians. On December 7th, she attended the dedication of the new plaque for women who served in the Armed Forces at Abel Maldonado Community Youth Center. She also reported that the Rotary Club she belonged to each year bought dictionaries for all the third graders in the Santa Maria Valley which she delivered to some of the schools this week. She wished everyone a happy, joyous Christmas.

Mayor Lavagnino reported that he attended the following events: on December 5th, the Mayors' meeting in Lompoc; on December 6th, the Parade of Lights; on December 7th, the unveiling of the plaque for the American Women Veterans; on December 9th, the Vandenberg Air Force Base Change of Command ceremony for Lt. General Larry James; on December 10th, the Marian Medical Center Holiday dinner; on December 12th, the United Way Hot Dog Lunch and Car Wash; and on December 15th, AB 1234 Ethics Training.

**CLOSED SESSION:**
Council recessed to a Closed Session at 8:50 p.m. for Conference with Labor Negotiators pursuant to Section 54957.6 of the Government Code: Agency Representative: Assistant City Manager, Employee Organization: Santa Maria Police Officers Association (SMPOA), Public Safety Managers, and Non-represented Management and Confidential Employees.

After the Closed Session, the following report was given:

Conference with Labor Negotiators
- SMPOA: Direction to staff was given.
- Public Safety Managers: Direction to staff was given.
- Non-represented Management and Confidential Employees: Direction to staff was given.

**ADJOURNMENT**
There being no further business to come before the City Council at this time, the meeting was declared adjourned by Mayor Lavagnino at 9:46 p.m.

APPROVED

January 6, 2009
Date

Chief Deputy City Clerk of the City of Santa Maria and ex officio Clerk of the City Council

ATTEST

Chief Deputy City Clerk

Mayor of the City of Santa Maria